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CASE D0034 NP

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Briana C. Buchholz

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Briana C. Buchholz

Signature

July 7, 2003

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1652

BOWEN ET AL.

Examiner: PROUTY, Rebecca E.

APPLICATION NO: 10/005,549

FILED: OCTOBER 29, 2001

FOR: POLYNUCLEOTIDE ENCODING AN ACTIVATED HUMAN T-
LYMPHOCYTE-DERIVED PROTEIN RELATED TO UBIQUITIN
CONJUGATING ENZYME

MAIL STOP: Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated May 6, 2003, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect, without traverse, to prosecute the invention of Group I, claims 1-5 and 18, drawn to nucleic acids, vectors, host cells and expression of a ubiquitin conjugating enzyme (UBC), classified in class 435, subclass 6. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed. Applicants reserve the right to file one or more continuation applications to the non-elected subject matter. A Petition for a One-Month Extension of Time is filed concurrently herewith, making this amendment timely filed.

Respectfully submitted,

Briana C. Buchholz

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Date: July 7, 2003